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Docket No.: 43889-929

JAN 2 6 2005 BY TRADEMARKOW

<u>PATENT</u>

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of

Customer Number: 20277

Toyokazu FUJII, et al.

Confirmation Number: 5999

Application No.: 09/536,618

Group Art Unit: 2814

Filed: March 28, 2000

Examiner: PHAM, Hoai V.

For: SEMICONDUCTOR DEVICE AND PROCESS FOR FABRICATION OF THE SAME

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Dear Sir:

Transmitted herewith is an Amendment in the above-identified application.

No additional fee is required.

Applicant is entitled to small entity status under 37 CFR 1.27

Also attached:

The fee has been calculated as shown below:

	NO. OF CLAIMS	HIGHEST PREVIOUSLY PAID FOR	EXTRA CLAIMS	RATE	FEE
Total Claims	31	31	0	\$50.00 =	\$0.00
Independent Claims	2	3	0	\$200.00 =	\$0.00
	17,5-3	Multiple claims ne	Multiple claims newly presented		
Fee for extension of time				\$0.00	
					\$0.00
		Total of Above Calculations			\$0.00

Please charge my Deposit Account No. <u>500417</u> in the amount of \$0.00. An additional copy of this transmittal sheet is submitted herewith.

The Commissioner is hereby authorized to charge payment of any fees associated with this communication or credit any overpayment, to Deposit Account No. 500417, including any filing fees under 37 CFR 1.16 for presentation of extra claims and any patent application processing fees under 37 CFR 1.17.

Respectfully submitted,

McDERMOTT WILL & EMERY LLP

Michael E. Fogarty Registration No. 36,139

Registration 100,50,159

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Date: January 26, 2005

WDC99 1034149-1.043889.0929

Please recognize our Customer No. 20277 as our correspondence address.



IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Customer No.: 20277

Toyokazu FUJII, et al.

Confirmation No.: 5999

Serial No.: 09/536,618

(DIV of SN: 09/018,181) :

Group Art Unit: 2814

Filed: March 28, 2000

Examiner: H. PHAM

For: A SEMICONDUCTOR DEVICE HAVING IMPROVED PLANARIZATION

PROPERTIES AND A METHOD FOR FORMING THE SAME (AS AMENDED)

AMENDMENT UNDER 37 C.F.R. § 1.111

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

Sir:

In response to the Office Action dated December 7, 2004, having a shortened statutory period for response set to expire March 7, 2005, please amend the above-identified application as follows: